



Original: English

No.: ICC-01/18

Date: 12 February 2019

PRE-TRIAL CHAMBER I

Before: Judge Péter Kovács, Presiding Judge
Judge Marc Perrin de Brichambaut
Judge Reine Adélaïde Sophie Alapini-Gansou

SITUATION IN THE STATE OF PALESTINE

Public

Public redacted version of “Registry’s Second Report on Information and Outreach Activities Concerning Victims and Affected Communities in the Situation”, 12 February 2019, ICC-01/18-4-Conf

Source: Registry

Document to be notified in accordance with regulation 31 of the *Regulations of the Court* to:

The Office of the Prosecutor

Ms Fatou Bensouda, Prosecutor

Mr James Stewart, Deputy Prosecutor

Counsel for the Defence

Legal Representatives of Victims

Unrepresented Victims

**The Office of Public Counsel for
Victims**

States Representatives

Legal Representatives of Applicants

**Unrepresented Applicants for
Participation/Reparations**

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Mr Nigel Verrill

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**Victims Participation and Reparations
Section**

Mr Philipp Ambach

**Public Information and Outreach
Section**

Ms Sonia Robla

Other

I. Introduction

1. Pursuant to Pre-Trial Chamber I's "Decision on Information and Outreach for the Victims of the Situation" issued on 13 July 2018 ("Chamber" and "Decision", respectively),¹ the Registry hereby submits its second report on the progress of its activities related to information and outreach activities for victims and affected communities in the situation in the State of Palestine ("Situation").

II. Procedural History

2. On 13 July 2018, the Chamber issued its Decision by which it, *inter alia*, ordered the Registry to: *i*) "establish, as soon as practicable, a system of public information and outreach activities for the benefit of victims and affected communities of the situation in Palestine";² *ii*) submit an initial report on its activities "at a time deemed appropriate but no later than 14 December 2018" and inform the Chamber, every three months, about the progress of its information and outreach activities and the challenges encountered;³ and *iii*) "create an informative page on the Court's website, especially directed to the victims in the situation of Palestine".⁴
3. On 12 November 2018, the Registry filed its initial report on the progress relating to information and outreach activities for victims and affected communities in the Situation ("Initial Report").⁵

¹ Pre-Trial Chamber I, "Decision on Information and Outreach for the Victims of the Situation", 13 July 2018, ICC-01/18-2.

² Decision, p. 10, lit. a) and paras. 13-18.

³ Decision, p. 10 lit. b) and para. 19.

⁴ Decision, p. 10 lit. c) and para.18.

⁵ Registry, "Registry's Initial Report on Information and Outreach Activities Concerning Victims and Affected Communities in the Situation", 12 November 2018, ICC-01/18-3-Conf. A public redacted version was filed on 19 November 2018, ICC-01/18-3-Red.

III. Classification

4. Pursuant to regulation 23 *bis*(1) of the Regulations of the Court (“RoC”), this report is classified as “confidential” since it contains sensitive information [REDACTED].
5. The Registry will file, at the same time, a public redacted version of the present report.

IV. Applicable Law

6. The Registry submits the present report pursuant to the Chamber’s instruction⁶ as well as the applicable law noted by the Chamber in its Decision,⁷ and in accordance with regulations 8 and 23 *bis*(1) of the RoC and regulation 6 of the Regulations of the Registry.

V. Submissions

A. Security situation

7. As previously reported, relevant sections of the Registry were requested to evaluate the current security situation in Palestine [REDACTED].⁸
8. [REDACTED],⁹ [REDACTED].
9. [REDACTED].
10. During the reporting period and pending the finalisation of [REDACTED], the Registry has not yet started its envisaged engagement with [REDACTED].

⁶ Decision, para. 19 and Disposition, lit. b) on p. 10.

⁷ Decision, para. 6.

⁸ [REDACTED].

⁹ [REDACTED].

11. The Registry is in the process of updating its messages on the Palestine page of the Court's website¹⁰ in light of the 2018 "Report on Preliminary Examination Activities" released by the Office of the Prosecutor ("Prosecutor") on 5 December 2018.¹¹ Of relevance, the preliminary examination carried out by the Prosecutor reached phase 3. This means that the Prosecutor is currently reviewing all available information to determine admissibility of "potential cases that could be identified in the course of the preliminary examination based on the information available and that would likely arise from an investigation into the situation".¹²

B. Registry's activities during the reporting period (12 November 2018 – 12 February 2019)

12. The Registry continued following a cautious approach regarding its activities with a direct effect external to the Court. Considering the security situation detailed above,¹³ the Registry did not yet start engaging with external actors.

13. Pending the finalisation of the security assessments, the VPRS consolidated, [REDACTED], its list of potential interlocutors[REDACTED] to engage in relevant [REDACTED] efforts and activate a "continuous system of interaction between the Court and victims" as contemplated by the Chamber.¹⁴

14. The Public Information and Outreach Section ("PIOS") continued to map the Palestinian situation focusing on the political context, civil society,

¹⁰ <https://www.icc-cpi.int/palestine>.

¹¹ Office of the Prosecutor, "Report on Preliminary Examination Activities (2018)", 5 December 2018, <https://www.icc-cpi.int/Pages/item.aspx?name=181205-rep-otp-PE>.

¹² *Ibid.*

¹³ See paragraph 9.

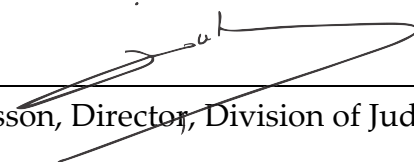
¹⁴ Decision, paras. 14 and 16.

media, academia, legal professionals, NGOs and existing perceptions about the Court and the ongoing preliminary examination. [REDACTED].

15. VPRS and PIOS continue to work closely together and will carry out joint activities whenever possible and relevant.

C. Subsequent activities

16. Upon receipt of the mapping reports, [REDACTED] to supplement the information collected through the mapping reports, as required, with a view to building sufficient and relevant knowledge about the situation and defining potential information activities to be conducted. VPRS will proceed to engage with selected external actors as outlined in the Initial Report.¹⁵



Marc Dubuisson, Director, Division of Judicial Services
On behalf of
Peter Lewis, Registrar

Dated this 12 February 2019

At The Hague, The Netherlands

¹⁵ Initial Report, paras. 17, 21. *See also supra*, para. 13.